

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

In Re:

LLS AMERICA, LLC,

Debtor,

BRUCE P. KRIEGMAN, solely in his  
capacity as court-appointed Chapter 11  
Trustee for LLS America, LLC,

Plaintiff,

v.

0817726 BC, LTD., et al,

Defendants.

NO: CV-12-483-RMP

Bankr. Case No. 09-06194-PCW11

Adv. Proc. No. 11-80297

DEFAULT JUDGMENT

THIS MATTER came on consideration upon the Motion of Plaintiff for  
Entry of Default and Judgment against Defendant Stephen Nunuk, and it appearing  
from the file and records of this Court in this cause that the default judgment  
(Bkcy. Dkt. No. 156) entered by the Bankruptcy Court should be deemed

1 proposed findings of fact and conclusions of law, and that entering final default  
2 judgment in conformity with the default judgment entered by the Bankruptcy Court  
3 is appropriate,

4 **IT IS HEREBY ORDERED, ADJUDGED AND DECREED** that the  
5 Plaintiff, Bruce P. Kriegman, solely in his capacity as court-appointed Chapter 11  
6 Trustee for LLS America, LLC, shall have a judgment against the Defendant  
7 Stephen Nunuk, as follows:

8 1. Monetary Judgment in the amount of CAD \$38,030.00 and \$28,004.00  
9 USD, pursuant to 11 U.S.C. § 550 and RCW 19.40.071;

10 2. Transfers in the amount of CAD \$28,000.00 made to Defendant Stephen  
11 Nunuk within four years prior to the Petition Filing Date are hereby avoided and  
12 Plaintiff may take all necessary action to preserve the same, pursuant to 11 U.S.C.  
13 §§ 544, 550, 551 and 548(a) and (b) and RCW 19.40.041(1) and (2) and RCW  
14 19.40.071;

15 3. Transfers in the amount of CAD \$10,030.00 and \$28,004.00 USD made  
16 to Defendant Stephen Nunuk more than four years prior to the Petition Filing Date  
17 are hereby avoided and Plaintiff may take all necessary action to preserve the  
18 same, pursuant to 11 U.S.C. §§ 544, 550, and 551 and RCW.19.40.041(1) and  
19 19.40.071;

4. All said transfers to Defendant Stephen Nunuk are hereby set aside and Plaintiff shall be entitled to recover the same, or the value thereof, from Defendant MBC Enterprises, Ltd. for the benefit of the estate of LLS America, pursuant to 11 U.S.C. §§ 544, 550 and 551;

5. A constructive trust is hereby established over the proceeds of all transfers in favor of the Trustee for the benefit of the estate of LLS America; and

6. Plaintiff is hereby awarded costs (i.e. filing fees) in the amount of \$250.00 USD, for a total judgment of CAD \$38,030.00, plus \$28,254.00 USD, which shall bear interest equal to the weekly average of one-year constant maturity (nominal) treasury yield as published by the Federal Reserve System.

The District Court Clerk is directed to enter this Order, enter judgment as outlined above, and provide copies to counsel and to Judge Patricia Williams.

DATED this 1st day of November 2012.

s/ Rosanna Malouf Peterson  
ROSANNA MALOUF PETERSON  
Chief United States District Court Judge